

EV 351294845 US

December 1, 2003

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By:

*Nancy Foster*  
Nancy Foster

PATENT

Customer No. 22,852

Attorney Docket No. 4853.0071-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Saburo SONE et al.

Group Art Unit: 1632

Application No.: 09/864,364

Examiner: Li, Qian J.

Filed: May 25, 2001

For: NON-HUMAN ANIMAL  
EXHIBITING BONE METASTASIS  
OF TUMOR CELLS

**Mail Stop RCE**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed with a Request for Continued Examination under § 1.114 and before the mailing of a first Office Action.

Copies of the listed documents are enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form PTO 1449.

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This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed documents, should one or more of the documents be applied against any claim of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

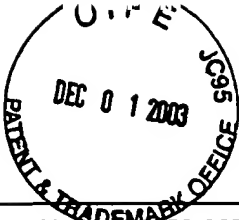
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## INFORMATION DISCLOSURE CITATION

Atty. Docket No. 04853.0071-00000	Appln. No. 09/864,364
Applicant Saburo SONE et al.	
Filing Date May 25, 2001	Group: 1632

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate

## FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or N

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Faguet et al., <i>Blood</i> , 71: 422-429 (1988).
	Faguet et al., <i>Blood</i> , 71: 1511-1517 (1988).
	Gresser et al., <i>Int. J. Cancer</i> , 63: 726-731 (1995).
	Ishigaki et al., <i>Folia Microbiol.</i> , 43: 493-494 (1998).
	Jamasbi et al., <i>Br. J. Cancer</i> , 36: 723-729 (1977).
	Mehta et al., <i>Breast Cancer Res. and Treat.</i> , 25: 65-71 (1993).
	Mickey et al., <i>Int. J. Immunopharmac.</i> , 11: 829-838 (1989).
	Mule et al., <i>J. Immunother.</i> , 12: 196-198 (1992).
	Nieder Korn et al., <i>Inv. Ophthalm. Vis. Science</i> , 27: 1355-1361 (1986).
	Turner et al., <i>J. Neuro-Oncol.</i> , 8: 121-132 (1990).

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce